

N. Patrick Flanagan Esquire
Nevada Bar No. 952
Hale Lane Peek Dennison Howard
and Anderson
100 West Liberty Street, Tenth Floor
P.O. Box 3237
Reno, Nevada 89505
Telephone: (702) 327-3000

Attorneys for Defendant
Religious Technology Center

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

GERALD ARMSTRONG,

CASE NO. CV-N-97-00670 ECR (RAM)

Plaintiff,

vs.

NOTICE OF TAKING DEPOSITION
DUCES TECUM

DAVID MISCAVIGE and CATHY
NORMAN, individuals; CHURCH OF
SCIENTOLOGY INTERNATIONAL, a
California corporation; the RELIGIOUS
TECHNOLOGY CENTER, a California
corporation; the SEA ORGANIZATION,
a California based unincorporated entity;
and the CHURCH OF SCIENTOLOGY
OF TEXAS, a Texas corporation,

Defendants.

TO: Plaintiff, Gerald Armstrong and all parties of interest.

PLEASE TAKE NOTICE, that pursuant to Rule 30 of the Federal Rules of Civil Procedure, Defendant Religious Technology Center will take the deposition of George Abbott, Esquire, 2245-B Meridian Boulevard, P.O. Box 98, Minden, Nevada 89423 on oral questions before an officer authorized to administer oaths commencing at 2:00 p.m. Tuesday, June 5, 2001, and continuing on, if necessary, at the offices of Hale Lane Peek Dennison Howard and Anderson, 777 E. William Street, Suite 200, Carson City, Nevada 89701.

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1 PLEASE TAKE FURTHER NOTICE, that pursuant to Rule 30(b)(5), Fed.R.Civ.P., Plaintiff is
2 requested to produce the documents described in Exhibit "A" attached hereto at the commencement of such
3 deposition for inspection and copying.

4 DATED this ^{23rd}~~14th~~ day of May , 2001.

Fred Schmidt / for

N. Patrick Flanagan, Esquire
Hale Lane Peek Dennison Howard and Anderson
100 West Liberty Street, Tenth Floor
P.O. Box 3237
Reno, Nevada 89505
Telephone: (702) 327-3000

Attorneys for Defendant
Religious Technology Center

PROOF OF SERVICE BY MAIL AND FACSIMILE TRANSMITTAL

I, the undersigned, declare:

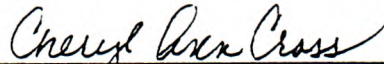
I am employed in the City of Carson City, State of Nevada by the law offices of Hale Lane Peek Dennison Howard and Anderson. My business address is 777 E. William Street, Suite 200, Carson City, Nevada, 89701. I am over the age of 18 years and not a party to this action.

I am readily familiar with Hale Lane Peek Dennison Howard and Anderson's practice for collection and processing of its outgoing mail with the United States Postal Service. Such practice in the ordinary course of business provides for the deposit of all outgoing mail with the United States Postal Service on the same day it is collected and processed for mailing.

On May 23, 2001, I served the foregoing **NOTICE OF TAKING DEPOSITION DUCES TECUM** by placing a true copy thereof in Hale Lane Peek Dennison Howard and Anderson's outgoing mail in a sealed envelope and by facsimile transmittal, addressed as follows:

George W. Abbott, Esquire
George W. Abbott, Chtd.
2245 B Meridian Boulevard
P.O. Box 98
Minden, Nevada 89423
Fax: (702) 782-8362

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this declaration was executed on May 23, 2001.


Cheryl Ann Cross, an employee of
HALE LANE PEEK DENNISON
HOWARD AND ANDERSON

I. DEFINITIONS

“DOCUMENTS” shall in all instances mean the original of each writing or other tangible thing as well as all non-identical copies, drafts and preliminary versions of any writing or other tangible thing of any kind within the meaning of the Federal Rules of Evidence or the Federal Rules of Civil Procedure, by whatever means made, preserved or communicated, including but not limited to (i) all letters, e-mails, postings, agreements, contracts, telegrams, teletypes, telexes, cables, interoffice communications, memoranda, notes, opinions, reports, evaluations, recommendations, reviews, analyses, minutes, entries in personal diaries or other record books, summaries or notes of conversations or communications of any type or description (including, without limitation, telephone conversations, personal conversations or interviews, meetings, conferences, negotiations and investigations), marginal comments appearing in any documents, calendars, pamphlets, books, manuals, directives, bulletins, news releases, advertisements, ledgers, statistics, surveys, checks, financial statements, invoices, receipts, worksheets, opinions, evaluations, recommendations and analyses and all drafts of any of the foregoing writings; and (ii) all graphic, mechanical, audio, video, magnetic or electronic reproductions, representations, recordings or compilations of data of any kind, including, but not limited to, drawings, sketches, charts, graphs, motion picture films, microfilms, microfiles, reels, cassettes, plates, photographs, slides, audio tapes or other audio recordings, videotapes, punch cards, magnetic tapes, disks, data cells and drums, models, molds, prototypes and other tangible things in any form or media from which information can be obtained, either directly or through the aid of a machine or device, and all drafts of any of the foregoing.

Request No. 7:

All documents reflecting any communications from you to Jesse Prince referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 8:

All documents reflecting any communications from Robert Minton to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 9:

All documents reflecting any communications from the Lisa McPherson Trust to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 10:

All documents reflecting any communications from Stacy Brooks to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 11:

All documents reflecting any communications from Jesse Prince to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 12:

All documents reflecting any communications from you to all persons or entities other than Robert Minton, Stacy Brooks, the Lisa McPherson Trust, and Jesse Prince referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 13:

All documents reflecting any communications from Robert Minton to all persons or entities other than Stacy Brooks, the Lisa McPherson Trust, and Jesse Prince referring to, relating to, in connection with, or with respect to Gerald

II. DOCUMENTS REQUESTED

Request No. 1:

All documents reflecting payments to or disbursements from your or your law firm's trust account referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 2:

All documents reflecting debits or credits to your or your law firm's trust account referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 3:

All documents reflecting payments to or disbursements from any account or source other than your or your firm's trust account referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 4:

All documents reflecting any communications from you to Robert Minton referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 5:

All documents reflecting any communications from you to the Lisa McPherson Trust referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Request No. 6:

All documents reflecting any communications from you to Stacy Brooks referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Armstrong.

Request No. 14:

All documents referring to, relating to, in connection with, or with respect to any billings issued by your or your law firm in connection with the case *Armstrong v Religious Technology Center, et al.*, District of Nevada Case No. CV-97-00670-ECR and United States Court of Appeals for the Ninth Circuit, Case Nos. 98-17024, 99-15203.

Request No. 15:

All documents referring to, relating to, in connection with, or with respect to any payments received by your or your law firm in connection with the case *Armstrong v Religious Technology Center, et al.*, District of Nevada Case No. CV-97-00670-ECR and United States Court of Appeals for the Ninth Circuit, Case Nos. 98-17024, 99-15203.

Request No. 16:

All documents referring to, relating to, in connection with, or with respect to tangible personal property belonging to Gerald Armstrong that are within your possession, custody, or control.

Request No. 17:

All documents referring to, relating to, in connection with, or with respect to any bank, savings and loan, thrift, brokerage, or credit union account on which account Gerald Armstrong's name appears in any fashion.

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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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GERALD ARMSTRONG,	:
Plaintiff,	:
vs.	: CV-N-97-00670ECR (RAM)
DAVID MISCAVIGE, et al.,	:
Defendants.	:

DEPOSITION OF
GEORGE W. ABBOTT
June 12, 2001
Carson City, Nevada

SUNSHINE REPORTING SERVICES

883-7950 or 323-3411

REPORTED BY: JACQUELINE ADAMS, CA CSR #7455; NV CSR #278; RPR
COMPUTER-ASSISTED TRANSCRIPTION BY: STENOGRAPH-OMNICAT

COPY

George W. Abbott, Esq.
Nevada Bar No. 2178
P. O. Box 98
Minden, Nevada 89423
Telephone (775) 265-3047

Attorney for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

GERALD ARMSTRONG,

CASE NO. CV-N-97-00670 ECR (RAM)

Plaintiff,

v.

PLAINTIFF'S RESPONSES
TO DOCUMENTS REQUESTS

DAVID MISCAVIGE and CATHY NORMAN,
individuals, CHURCH OF SCIENTOLOGY
INTERNATIONAL, a California corporation,
the RELIGIOUS TECHNOLOGY CENTER,
a California corporation, the SEA
ORGANIZATION, a California based
unincorporated entity, and the CHURCH OF
SCIENTOLOGY OF TEXAS, a Texas
corporation,

(Local Rule 26-5;
Fed.R.Civ.P. 30)

Defendants.

For plaintiff's Local Rule 26-5 responses to the written discovery requests for documents made on May 23, 2001 by defendant Religious Technology Center, the matter set out following is submitted.

Request No. 1:

All documents reflecting payment to or disbursements from your or your law firm's trust account referring to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 1:

See attached Exhibit A listing chronologically deposits to and disbursements from the George W. Abbott, Chartered Trust account and its successor, The Abbott Trust, with respect to Gerald Armstrong.

Request No. 2:

All documents reflecting debits or credits to your or your law firm's trust account referring to, or relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 2:

See response to Request No. 1 with its attached Exhibit A.

Request No. 3:

All documents reflecting payments to or disbursements from any account or source other than your or your firm's trust account referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 3:

Deponent George W. Abbott has none of such documents.

Request No. 4:

All documents reflecting any communications from you to Robert Minton referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 4:

Mary Abbott informs me that at the request of Gerald Armstrong a copy of the Complaint, CV-N-97-00670 ECR (RAM), was mailed to Robert Minton.

Request No. 5:

All documents reflecting any communications from you to the Lisa McPherson Trust referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 5:

Deponent George W. Abbott has none of such documents.

Request No. 6:

All documents reflecting any communications from you to Stacy Brooks referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 6:

Deponent George W. Abbott has none of such documents.

Request No. 7:

All documents reflecting any communications from you to Jesse Prince referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 7:

Deponent George W. Abbott has none of such documents.

Request No. 8:

All documents reflecting any communications from Robert Minton to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 8:

A check in the amount of \$10,000 to apply to Gerald Armstrong and his legal expenses was received from Robert Minton on November 20, 1997, and a second check in the amount of \$90,000 was received on January 5, 1997.

Request No. 9:

All documents reflecting any communications from the Lisa McPherson Trust to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 9:

Deponent George W. Abbott has none of such documents.

Request No. 10:

All documents reflecting any communications from Stacy Brooks to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 10:

Deponent George W. Abbott has none of such documents.

Request No. 11:

All document reflecting any communications from Jesse Prince to you referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 11:

Deponent George W. Abbott has none of such documents.

Request No. 12:

All documents reflecting any communications from you to all persons or entities other than Robert Minton, Stacy Brooks, the Lisa McPherson Trust, and Jesse Prince referring to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 12:

Deponent George W. Abbott has none of such documents.

Request No. 13:

All documents reflecting any communications from Robert Minton to all persons or entities other than Stacy Brooks, the Lisa McPherson Trust, and Jesse Prince referring to, relating to, in connection with, or with respect to Gerald Armstrong.

Response to Request No. 13:

Deponent George W. Abbott has none of such documents.

Request No. 14:

All documents referring to, relating to, in connection with, or with respect to any billings issued by your or your law firm in connection with the case *Armstrong v. Religious Technology Center et al.*, District of Nevada Case No. CV-97-00670-ECR and United States Court of Appeals for the Ninth Circuit, Case Nos. 98-17024, 99-15203.

Response to Request No. 14:

Deponent George W. Abbott has none of such documents.

Request No. 15:

All documents referring to, relating to, in connection with, or with respect to any payments received by your law firm in connection with the case *Armstrong v. Religious Technology Center. et al.*, District of Nevada Case No. CV-97-00670-ECR and United States Court of Appeals for the Ninth Circuit, Case Nos. 98-17024, 99-15203.

Response to Request No. 15:

Deponent George W. Abbott has none of such documents.

Request No. 16:

All documents referring to, relating to, in connection with, or with respect to tangible personal property belonging to Gerald Armstrong are within your possession, custody, or control.

Response to Request No. 16:

Deponent George W. Abbott has no personal property belonging to Gerald Armstrong

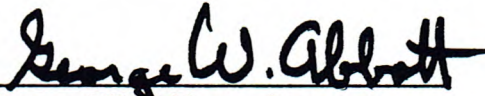
Request No. 17:

All documents referring to, relating to, in connection with, or with respect to any bank, savings and loan, thrift, brokerage, or credit union account on which account Gerald Armstrong's name appears in any fashion.

Response to Request No. 17:.

Deponent George W. Abbott has none of such documents.

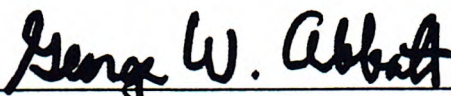
Dated the 4th day of June, 2001 at Minden, in Douglas County, state of Nevada.


George W. Abbott, deponent
Attorney for plaintiff

#

Certificate of Service

I, George W. Abbott, certify that on June 12, 2001, I personally served a true copy of the within Plaintiff's Responses to Documents Requests upon defendant Religious Technology Center's attorney(s), _____ at the offices of Hale, Lane, Peek, Dennison, Howard and Anderson, Suite 200, 777 East William Street, Suite 200, Carson City, Nevada


George W. Abbott